### IAP13 Rec'd PCT/PTO 30 NOV 2006

NUV 3 U 2006 WARRENGE Applicants:

**PATENT** 

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ABBART		
Applicants: Ehrat et al.	. )	I hereby certify that this paper (or fee) is being deposited with the United States Postal
Serial No.: 10/564,304	)	Service, first class postage prepaid, address to
Filed: January 10, 2006	)	Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
U.S. National Phase of PCT/DE2004/001163 filed June 7, 2004  Title: METHOD AND DEVICE	)))))	November 27, 2006  James P. Zeller
FOR SEPARATING LETTERS	<i>)</i>	
Group Art Unit: To be assigned	) )	
Examiner: To be assigned ·	)	
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## RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 USC 371 IN THE U.S. DESIGNATED OFFICE

Commissioner for Patents Mail Stop PCT P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the Notification of Missing Requirements dated September 26, 2006, (copy enclosed herewith), applicant submits an executed Declaration for Patent Application and Power of Attorney.

Also enclosed for recording is the assignment for the above-identified application.

Please charge our Deposit Account No. 12-2855 in the amount of \$130.00 to cover the late filing fee of the Declaration and Power of Attorney and in the amount of \$40.00 to cover the Assignment recording fee.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 13-2855.

Respectfully submitted,

MARSHALL, GERSTEIN & BORUN LLP

November 27, 2006

James P.

Reg. No. 28,491

Attorney's for Applicants

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12/04/2006 LLANDGRA 00000040 132855 10564304 01 FC:1617 130.00 DA

ENT AND TRADEMARK OFFICE UNITED & UNITED STATES DEPARTMENT OF COMMERCE MAN 3 0 5000 **United States Patent and Trademark Office** Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov U.S. APPLICATION NUMBER NO. FIRST NAMED APPLICANT ATTY, DOCKET NO. 10/564,304 Josef EHRAT 30882/DP034 INTERNATIONAL APPLICATION NO. PCT/DE04/01163 04743 I.A. FILING DATE PRIORITY DATE MARSHALL, GERSTEIN & BORUN LLP 06/07/2004 07/10/2003

04743
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RECEIVED

OCT 0 2 2006

CONFIRMATION NO. 8955 371 FORMALITIES LETTER

Docketed: ///24/06

\*OC000000020569660\*

Date Mailed: 09/26/2006

MARSHALL GERSTEIN

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/10/2006
- English Translation of the IA filed on 01/10/2006
- Copy of the International Search Report filed on 01/10/2006
- Preliminary Amendments filed on 01/10/2006
- Information Disclosure Statements filed on 01/10/2006
- U.S. Basic National Fees filed on 01/10/2006
- Priority Documents filed on 01/10/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

• \$130 Surcharge.

# ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

FRANCINE YOUNG

Telephone: (703) 308-9140 EXT 215

#### PART 1 - ATTORNEY/APPLICANT COPY

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U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/564,304	PCT/DE04/01163	30882/DP034

FORM PCT/DO/EO/905 (371 Formalities Notice)